

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

Case No. 13mj29
(Litkovitz, MJ)

v.

JAMES O. NAPIER,
Defendant.

**CRIMINAL MINUTES before
Magistrate Judge Karen L. Litkovitz**

Courtroom Deputy: **Arthur Hill**

Court Reporter: Official Reporter, **Luke Lavin**

Date/Time: February 1, 2012 at 1:30 pm

United States Attorney: **Christy Muncy** Defendant Attorney: **Richard Smith - Monahan, AFPO**

Initial Appearance Hearing on [X] Complaint; [] Indictment; [] Information; or [] petition for probation / supervised release; [] pretrial release violation; [] Rule 5(c)(3) proceedings out of the District of _____

☐ Counsel present

☐ Defendant informed of his / her rights

☐ Defendant provided copy of charging document

☐ Government moves for defendant to be detained pending detention hearing _____

☐ Financial affidavit presented to the Court/Defendant

☐ Counsel previously appointed.

Detention Hearing: ☐ Defendant to be detained pending trial pursuant to pretrial detention order

Plaintiff Witness _____ Defendant Witness _____

☐ OR ☐ Secured with _____ ☐ Electronic Monitor ☐ Other _____

Special Conditions of Release: ☐ Pretrial/Probation Supervision ☐ Drug testing & Treatment ☐ maintain employment & verify

☐ refrain from alcohol ☐ narcotic drugs unless prescribed ☐ use of firearms ☐ Travel Restricted to _____

☐ _____ ☐ _____ ☐ _____ ☐ _____

Preliminary Exam: ☒ Probable Cause found; ☐ not found; ☐ waived; ☐ bond continued/denied

AUSA Witnesses: **Eric M. Proudfoot** Defendant Witnesses: _____

FBI Special Agent _____

AUSA Exhibits: **1-photo images** Defendant Exhibits: _____

☐ Preliminary Exam Hearing set _____

☒ Case to proceed before the Grand Jury

☐ Case set for Arraignment _____

Arraignment on [] Indictment or [] Information or [] Superseding Indictment:

Defendant waives reading of: ☐ Indict ☐ Info ☐ Indict Read ☐ Info Read

Defendant pleads: ☐ GUILTY ☐ NOT GUILTY

☐ Case referred to Probation Department for Presentence Report

☐ Sentencing set for _____

☐ Case to proceed before Judge _____

☐ Statement of Agent _____

Removal Hearing (Rule 40):

☐ Defendant waives Identity Hearing; ☐ Defendant waived preliminary examination

☐ Commitment to Another District Ordered (Rule 40), remove to _____

☐ Case set for a _____

Remarks: